

**FILED**

SEP 28 2010

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 Francisco M. Troncoso  
Richard Schell-Asad  
2 **TRONCOSO & SCHELL**  
P.O. Box 9023352  
3 San Juan, Puerto Rico 00902-3352  
Telephone: 787-722-0741  
4 Facsimile: 787-724-2563  
Attorneys for Plaintiffs  
5  
6  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
11

12 IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
13 PRODUCT LIABILITY LITIGATION

MDL NO. 1699  
District Judge: Charles R. Breyer

14 This Document Relates To:

15 *Jose Antonio Alicea Mercado, et al. v. Astra*  
16 *Merck Inc, et al.*  
(06-2632 CRB)  
17  
18  
19  
20

STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE

21  
22 Come now Plaintiffs, Jose Antonio Alicea Mercado, Awilda Cruz Flores and G.A.C., in  
23 the above-entitled action and Defendants, by and through the undersigned attorneys, pursuant to  
24 Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action  
25 with prejudice as to all Plaintiffs named therein with each side bearing its own attorneys' fees  
26 and costs.  
27  
28

-1-

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

EAST42942009.1

1  
2 DATED: JUNE 16, 2010

3 By: 

4 **TRONCOSO & SCHELL**

5 P.O. Box 9023352

6 San Juan, Puerto Rico 00902-3352

7 Telephone: 787-722-0741

8 Facsimile: 787-724-2563

9 *Attorneys for Plaintiff*

10 DATED: Sept. 17, 2010

11 By: /s/

12 **DLA PIPER LLP (US)**

13 1251 Avenue of the Americas

14 New York, New York 10020

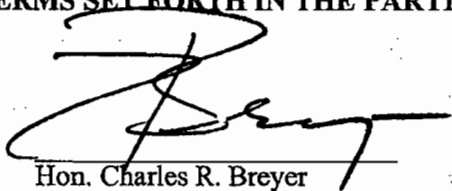
15 Telephone: 212-335-4500

16 Facsimile: 212-335-4501

17 *Defendants' Liaison Counsel*

18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**  
19 **IT IS SO ORDERED.**

20 Dated: 9-28-2010

21   
22 Hon. Charles R. Breyer  
23 United States District Court  
24  
25  
26  
27  
28